

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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YASHUA PLAIR,

Plaintiff,

-against-

**DECLARATION OF
GABRIEL P. HARVIS**

10 CV 8177 (RWS) (HBP)

CITY OF NEW YORK; Commissioner DORA B. SCHRIRO; Chief of Department LARRY W. DAVIS, SR.; Deputy Commissioner FLORENCE FINKLE; Supervising Warden of Division II ARTHUR OLIVARI; Warden EMMANUEL BAILEY; Officer PEREZ; JOHN DOES # 1-20,

Defendants.

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GABRIEL P. HARVIS, declares pursuant to 28 U.S.C. § 1746, under penalty of perjury, that the following is true and correct:

I am an attorney in the office of Harvis & Saleem LLP, attorneys for Plaintiff Yashua Plair. As such, I am familiar with the facts stated below. I submit this declaration in support of Plaintiff's Opposition to Defendants' Motion to Dismiss the Complaint.


1. Annexed as "Exhibit 1" is a copy of an article entitled "Rikers Fight Club: The Knockout Punch," published in The Village Voice on or about April 15, 2009 (obtained from <http://www.villagevoice.com/content/printVersion/1056482/>).
2. Annexed as "Exhibit 2" is a copy of an article entitled "6-Year Sentence for Guard in Rikers Island Beatings," published in The New York Times

on or about August 7, 2010 (obtained from <http://www.nytimes.com/2010/08/07/nyregion/07guard.html?pagewanted=print>).

3. Annexed as “Exhibit 3” is a copy of an article entitled “Teen Murder at Rikers Jail,” published in The Village Voice on or about November 19, 2008 (obtained from <http://www.villagevoice.com/content/printVersion/745359/>).
4. Annexed as “Exhibit 4” is a copy of an article entitled “Lawsuits Suggest Pattern of Rikers Guards Looking Other Way,” published in The New York Times on or about February 4, 2009 (obtained from <http://www.nytimes.com/2009/02/04/nyregion/04rikers.html?pagewanted=print>).

Dated: New York, New York
January 12, 2011

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By: 

Gabriel P. Harvis